## IN THE UNITED STATES DISTRICT COURT

## FOR THE DISTRICT OF OREGON

## PORTLAND DIVISION

JOHN L. ROBERTS,

03:11-cv-119-KI

Petitioner,

ORDER

V.

STEVE FRANKE, Superintendent, Two Rivers Correctional Institution,

Respondent.

KING, Judge

Petitioner's motion to voluntarily dismiss (#23) is GRANTED.

This proceeding is DISMISSED, without prejudice. Respondent's motion to dismiss (#22) is DENIED AS MOOT.

IT IS SO ORDERED.

DATED this  $25^{\text{th}}$  day of July, 2011.

/s/ Garr M. King
Garr M. King
United States District Judge